

**UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
ALEXANDRIA DIVISION**

RAUL MORALES,

Plaintiff,

v.

**CAPITAL ONE FINANCIAL
CORPORATION, *et al.*,**

Defendants.

Civil No. 1:21-cv-1454-AJT-IDD

DEFENDANTS' MOTION TO DISMISS THE COMPLAINT

Defendants Capital One Financial Corporation, the Board of Directors of Capital One Financial Corporation, and the Capital One Financial Corporation Investment Committee (together, "Capital One"), by their counsel and in accordance with Rules 12(b)(1) and 12(b)(6) of the Federal Rules of Civil Procedure, as well as Local Civil Rule 7, hereby move the Court to dismiss Plaintiff's Complaint (ECF No. 1) in its entirety with prejudice. Capital One sets forth the reasons for dismissal in the accompanying Memorandum of Law in Support of Defendants' Motion to Dismiss the Complaint, filed herewith.

Dated: March 11, 2022

Respectfully submitted,

s/ Matthew J. Sharbaugh

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CERTIFICATE OF SERVICE

I hereby certify that on March 11, 2022, I caused to be served a true and correct copy of the foregoing on the following counsel of record by the Court's CM/ECF system:

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